



City of Albuquerque

Legislative File Number R-06-74 (version 2)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

F/S Establishing a Policy to Require Plat Approval By Albuquerque Public Schools Prior to City Approval for Preliminary Plats and Final Plats Containing Residential Uses; Repealing Enactment No. R-2005-177 (F/S R-05-297) Regarding Amendments to the West Side Strategic Plan (Cadigan)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

ESTABLISHING A POLICY PURSUANT TO THE PRE-DEVELOPMENT FACILITY FEE AGREEMENT TO REQUIRE PLAT REVIEW BY ALBUQUERQUE PUBLIC SCHOOLS PRIOR TO CITY APPROVAL FOR PRELIMINARY PLATS AND FINAL PLATS CONTAINING RESIDENTIAL USES; REPEALING ENACTMENT NO. R-2005-177 (F/S R-05-297) REGARDING AMENDMENTS TO THE WEST SIDE STRATEGIC PLAN.

WHEREAS, the Albuquerque Public Schools District (APS) currently provides comments on some residential subdivision plats with respect to availability of school facilities for those subdivisions, but approval by APS of such plats is not required as a condition of approval of such plats by the City of Albuquerque; and

WHEREAS, it is desirable that APS review residential plats to ensure knowledge of the plat by APS for planning purposes and coordination and cooperation between APS and the subdivision developer; and

WHEREAS, every new residential subdivision has an effect on APS in general and more specifically on the area containing the subdivision, and APS and the developer should reach some agreement concerning how APS and the developer will deal with those effects; and

WHEREAS, recent amendments to the West Side Strategic Plan contained in Enactment No. R-2005-177 (F/S R-05-297) are not necessary if the City adopts a policy and procedure for requiring APS review of preliminary and final plats for residential subdivisions prior to the City's grant of approval for such plats.

BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE:

Section 1. All preliminary plats and final plats approved after October 31, 2006 involving residential lots, single-family or multi-family residential land use, must evidence that APS has reviewed the proposal and determined that it is consistent with APS' ability to timely provide adequate school facilities as determined by APS in accordance with a Pre-Development Facility Fee Agreement. No preliminary or final plat approval will be granted by the City for any subdivision containing any residential component without the determination by APS that the proposal has been reviewed and is consistent with the APS requirement that a Pre-Development Facilities Fee Agreement has been entered into between APS and the developer.

Section 2. Enactment No. R-2005-177 (F/S R-05-297) is repealed.

